

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

SAFECO INSURANCE COMPANY OF
AMERICA,

Plaintiff,

v.

No. 4:10-CV-1160 CAS

LAKE ASPHALT PAVING &
CONSTRUCTION, LLC, GAINES
CONSTRUCTION, INC., GAINES LEASING
& INVESTMENT, LLC, DGN, INC.,
WILLIAM GAINES, PATRICIA GAINES,
KEITH A. DENNEY, JEANNIE M. DENNEY,
MICHAEL L. ROGERS, SANDRA ROGERS,
HAROLD E. NEUMANN, and DONALD
G. MANTLE,

Defendants/Third-Party Plaintiffs,

v.

PROGRESSIVE CONTRACTORS, INC.,

Third-Party Defendant,

and

McANINCH CORPORATION,

Third-Party Defendant/
Counterclaim Plaintiff,

v.

LAKE ASPHALT PAVING &
CONSTRUCTION, LLC,

Counterclaim Defendant.

PARTIAL JUDGMENT (THIRD-PARTY COMPLAINT)

In accordance with the memorandum and order of this date and incorporated herein,

IT IS HEREBY ORDERED, ADJUDGED and DECREED that judgment is entered in favor of third-party defendant McAninch Corporation and against third-party plaintiffs Lake Asphalt Paving & Construction, LLC, Gaines Construction, Inc., Gaines Leasing & Investment, LLC, DGN, Inc., William Gaines, Patricia Gaines, Keith A. Denney, Jeannie M. Denney, Michael L. Rogers, Sandra Rogers, and Harold E. Neumann on remaining Counts I and III of the third-party complaint.

A handwritten signature in black ink, appearing to read "Charles A. Shaw", is positioned above a horizontal line.

CHARLES A. SHAW
UNITED STATES DISTRICT JUDGE

Dated this 25th day of January, 2012.